

[Mr. C. P. Ramaswami Ayyar] [3rd February 1925]

October 1924. Consequent on the appointment of Mr. Yahya Ali as Government Pleader, a bye-election has been rendered necessary. Setting apart a sum of Rs. 5,000 for probable bye-elections to the Legislative Council and the Assembly a sum of Rs. 15,000 may be safely resumed from Rs. 29,000 and placed at the disposal of the Council Office. Therefore an additional sum of Rs. 35,000 has to be found and hence this demand."

The demand was put and carried and the grant was made.

XIII

AMENDMENTS TO STANDING ORDERS.

* The hon. the President :—“ When the motion is reached the President has to read out the draft amendment. The draft amendment which stands in the name of Mr. G. Rameswara Rao is :

‘ Add the following as a proviso to Standing Order No. 2 (2) : “ No fresh notice of questions is necessary, if the original notice itself is clear to the effect that it continues till the questions are answered ” and add the following at the end of Standing Order No. 6 (3) : “ except when otherwise provided by rules or Standing Orders. ” ’

“ I think the Statement of Objects and Reasons has been circulated to hon. Members in regard to this amendment. If so, hon. Members are in a position to state whether the hon. Member has the leave of the Council to proceed with this Standing Order. (After a pause) Since no objection is taken I intimate that the member has the leave of the Council. The draft amendment has to be referred to a select committee of which the President shall be the Chairman and the Deputy President, the Advocate-General and a Chairman of the Council to be nominated by the President shall be members. I nominate Mr. A. Ramaswami Mudaliyar to be the member from the panel of chairmen. The remaining members shall be elected by the Council by means of the single transferable vote. I have to appoint a period within which notice should be given by any member desiring to propose a member or members for election. I appoint 2-30 p.m. to-morrow Wednesday the 4th instant by which time hon. Members are requested to send in nominations to the Secretary.”

* The hon. the President :—“ Mr. J. A. Saldanha moves for leave to amend Standing Order No. 40 as follows :—

‘ Add the following to clause (2) of the Standing Order :

‘ The number of such other members so nominated shall not, without leave of the House, exceed one-eighth of the members of the Council present at the meeting of the Council at which the Bill in question is referred to the Select Committee or fifteen altogether, whichever number is less. Such leave shall not be moved for without notice ’ ’

“ I think hon. Members are in possession of the Statement of Objects and Reasons. I have to ask whether the hon. Member has the leave of the House. (After a pause) Since no objection is taken I intimate that the hon. Member has the leave of the Council and the same procedure as before has to be followed. I presume that the House will appoint the same committee.

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subject to the same nominations at 2-30 p.m to-morrow and I nominate the same hon. Member from the panel of chairmen to be a member of this committee."

The House signified its assent.

* The hon. the PRESIDENT:—"Rao Bahadur C. Natesa Mudaliyar moves for leave to amend the Standing Order No. 54 as follows:—

'After the words "a matter of general public interest" add the following:

"which shall include, besides other matters, individual hardships, personal wrongs and grievances of public servants involving injustice, ill-treatment, injury to self-respect, abuse of power, infringement of Board's Standing Orders, Rules and Regulations of Government".

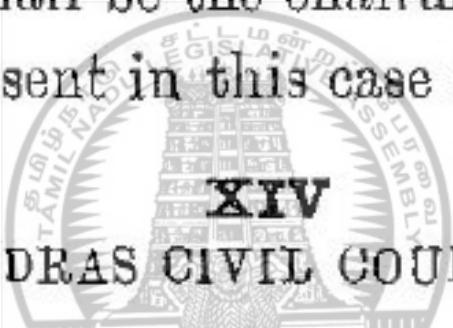
"I have to ask if the hon. Member has the leave of the Council."

* The hon. Mr. C. P. RAMASWAMI AYYAR:—"I object."

* The hon. the PRESIDENT:—"Objection is taken and I have therefore to request hon. Members who support the motion to rise in their places."

More than twenty hon. Members having risen in their places, the hon. the PRESIDENT said:—"I take it that the hon. Member has the leave of the House and if the House does not object I refer this to the same committee as has been appointed to the first Standing Order. The same hon. Member from the panel of chairmen shall be the chairman of the committee."

The House signified its assent in this case also.



XIV

THE MADRAS CIVIL COURTS BILL.

* The hon. Mr. C. P. RAMASWAMI AYYAR:—"Mr. President, Sir, I have the honour to present the (a) report of the Select Committee on the Civil Courts Bill and I have further the honour to move that the Bill as amended by the Select Committee be taken into consideration. In making this motion let me, Mr. President, with your leave be allowed to offer a few, just a few, remarks. I think the report of the Select Committee has shown that as to the main provision of the Bill there are practically no two opinions. Let me recapitulate what the provisions of the Bill are. The provisions of the Bill include and comprise the power on behalf of the Government in respect of appointing additional Judges and thus avoiding fresh or extra establishments in respect of those courts, in short, to provide additional Judges who may be sent to particular places so as to enable the Government and the country to save the cost of those establishments, buildings and the incidental expenses. Just in order to indicate the kind of expenses which will normally arise and which will be avoided by the procedure contemplated by the main provisions of the Bill, let me point out exactly what the difference would be. When a new court is constituted, there is the establishment of clerks and peons. That officer sits as an independent court and exercises jurisdiction over such suits and proceedings as are from time to time sent from the permanent courts. In the new courts suits are given new numbers and given new postings. The court has thereupon to maintain scores of registers, a suit register, a disposal register, the A diary and so on. The court requires a more or less elaborate clerical establishment which in turn requires to be accommodated in a separate building. Being given new numbers in the additional courts

(a) Printed as Appendix IV on pages 168-180 infra.